

**- DRAFT -**  
CITY OF GAITHERSBURG  
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**MINUTES OF A MEETING OF THE BOARD OF APPEALS  
JUNE 14, 2007**

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Chairperson Harvey Kaye called the meeting to order at 7:30 p.m. Members present: Richard Knoebel, Vice Chairperson, and Board Members Gary Trojak, Victor Macdonald, Carol Rieg, and Alternate David Friend. Staff present: Caroline Seiden, Planner, and William Chen, Attorney to the Board of Appeals.

**I. APPROVAL OF MINUTES**

Motion was made by Board Member Rieg, seconded by Board Member Knoebel, that the minutes of the May 10, 2007, Board of Appeals meeting be approved.

VOTE: 5:0 (Alternate Board Member David Friend voted on Sections I-III. Board Member Macdonald voted on Sections IV-V).

**II. RESOLUTION OF DENIAL**

**A-529          RST Development, LLC**

The application requests an Administrative Review of a determination by City staff requiring site plan amendment approval prior to the reoccupation of existing dwellings and refusing to issue a renewal of a Rental Housing License for West Deer Park Apartments, 70 West Deer Park Road, Parcel A, Gaithersburg, Maryland.

Board Members reviewed the draft opinion and resolution and minor adjustments were made.

Motion was made by Board Member Knoebel, seconded by Board Member Trojak that Case A-529, the petition of RST Development, LLC, requesting an administrative review of the February 22, 2007, determination of the Planning and Code Administration requiring a site plan amendment or new site plan approval prior to the reoccupation of apartments at 70 West Deer Park Road and declining to issue a new or renewed rental housing license be, and it is, DENIED and the said agency determination is AFFIRMED.

VOTE: 5:0 (Board Member Macdonald did not vote in this resolution)

**III. ADJOURNMENT**

There being no more business to come before this meeting of the Board of Appeals, the meeting was adjourned at 7:45 p.m.

Respectfully submitted,

Caroline Seiden